IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition No. 252 of 2002 (S/B)

Sanjay Kumar,
S/o Shri Heera Lal,
Mohalla – Khuskhuwapur,
P.O. Sadar, District Pratapgarh. ……. Petitioner

Versus

State of Uttaranchal & others. …… Respondents

Mr. S.S. Yadav, Advocate i/b Mr. Vijay Bhatt, learned counsel on behalf of the petitioner.
Mr. K.P. Upadhyaya, learned Brief Holder for the State.

Coram: Hon'ble V.S. Sirpurkar, C.J.
Hon'ble J.C.S. Rawat, J.

Date: 18th August, 2004

(Per Hon'ble the Chief Justice)

1. Heard learned counsel for the parties.

2. It is agreed between the parties that this controversy is covered by a reported judgment of the Supreme Court in the case of State of Uttaranchal & others Vs Sidharth Srivastava & others etc. reported in 2003(9) Supreme Court Cases 336, in which it has been held that the recommendations by the U.P. Public Service Commission, prior to 9.11.2000, are not binding on the Uttaranchal Public Service Commission or, as the case may be, the Uttaranchal State.

3. In that view, this writ petition will have no meaning and the writ petition will have to be dismissed. Accordingly, the writ petition is dismissed.

(J.C.S. Rawat, J.) **(V.S. Sirpurkar, C.J.)**
18.8.2004 **18.08.2004**

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